

Remarks

Applicants have cancelled claims 1, 4-6, 17 and 18; added new claim 19 and amended claims 2, 3 and 7-16 to make them dependent on new claim 19. Applicants have also corrected some typographical errors in the claims. Claim 19 is directed to a method of enhancing the herbicidal activity of a PS11 inhibitor by adding a specified amount of a salicylate or other SAR inducer.

The Office Action rejected claims 1-18 on the following grounds:

claims 1-3, 5, 6, 7, 9 and 18 were rejected under 35 U.S.C. §102(a) and (b) as being anticipated by Klepper; and

claims 1-18 were rejected under 35 U.S.C. §103(a) as being unpatentable over the combined teachings of Klepper and Ryals et al.

The elements of independent claim 19 are not disclosed in Klepper. While Klepper teaches salicylate potentiation of NO<sub>x</sub> production by PS11 inhibitors, it does not teach, or present data, for herbicide potentiation which is a separate phenomenon from NO<sub>x</sub> induction. Thus, claims 19 and the claims dependent thereon (claims 2, 3 and 7-16) are not anticipated by Klepper.

Ryals et al. does not overcome the shortcomings of Klepper since Ryals does not address the enhancement of herbicidal activity. Thus, the combination of Klepper and Ryals et al. does not render claims 19, 2, 3 and 7-16 obvious to one of ordinary skill in the art.

Withdrawal of the rejection under 35 U.S.C. §102(a), 102(b) and 103(a) and allowance of claims 19, 2, 3 and 7-16 is respectfully requested.

If any fees are incurred as a result of the filing of this paper, authorization is given to charge deposit account No. 23-0785.

Respectfully submitted,

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